

## Message Text

CONFIDENTIAL

PAGE 01 BONN 17970 01 OF 02 300239Z  
ACTION EUR-12

INFO OCT-01 ISO-00 AID-05 CEA-01 CIAE-00 COME-00 EB-08  
FRB-03 INR-10 NSAE-00 SP-02 STR-07 TRSE-00 LAB-04  
SIL-01 OMB-01 DODE-00 PM-05 H-01 L-03 NSC-05  
PA-01 SS-15 ICA-11 ACDA-12 SMS-01 /109 W  
-----040999 300251Z /61

R 281720Z SEP 78  
FM AMEMBASSY BONN  
TO SECSTATE WASHDC 2304  
INFO AMEMBASSY BERLIN  
AMEMBASSY BRUSSELS  
AMEMBASSY LONDON  
AMEMBASSY MOSCOW  
AMEMBASSY PARIS  
USMISSION USBERLIN  
USMISSION USNATO

C O N F I D E N T I A L SECTION 01 OF 02 BONN 17970

USEEC

E.O. 11652: GDS  
TAGS: PGOV EEC COMECON BQG  
SUBJECT: QUESTION ON MEMBERS FROM BERLIN IN THE  
EUROPEAN PARLIAMENT

REFS: (A) 77 BONN 11054; (B) BRUSSELS 859

SUMMARY: STARTING FROM SOVIET AMBASSADOR ABRASIMOV'S  
JULY TELEVISION INTERVIEW, A MEMBER OF THE EUROPEAN  
PARLIAMENT (EP) HAS SUMMITTED A SERIES OF WRITTEN  
QUESTIONS ON THE SELECTION OF DEPUTIES FROM BERLIN FOR  
THE EP. THE BONN GROUP HAS APPROVED AD REF  
THE TEXT OF A REPLY. ACTION REQUESTED: SEE PARA 4.  
END SUMMARY.

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 BONN 17970 01 OF 02 300239Z

1. MARTIN BANGEMANN, A GERMAN MEMBER OF THE EP, HAS  
SUBMITTED THE FOLLOWING WRITTEN QUESTIONS TO THE  
COMMISSION OF THE EUROPEAN COMMUNITY (INFORMAL EMBASSY  
TRANSLATION).

BEGIN TEXT

THE SOVIET AMBASSADOR IN EAST BERLIN, PYOTR ABRASIMOV, IN AN INTERVIEW ON JUNE 26, 1978 WITH ARD TELEVISION CORRESPONDENT FRITZ PLEITGEN IN EAST BERLIN, DECLARED THAT THE PLANNED SENDING OF REPRESENTATIVES FROM WEST BERLIN TO THE EUROPEAN PARLIAMENT WAS INCONSISTENT WITH THE BERLIN AGREEMENT AND OTHER DECISIONS. A UNILATERAL ALTERATION OF THE SITUATION IN WEST BERLIN COULD, OUT OF CONCERN FOR STABILITY IN THIS AREA, NOT BE ACCEPTED.

(1) WHAT LEGAL POSITION DOES THE COMMISSION TAKE ON THIS QUESTION?

(2) DOES THE COMMISSION BELIEVE THAT THE SENDING OF REPRESENTATIVES FROM WEST BERLIN TO THE EUROPEAN PARLIAMENT REQUIRED THE AGREEMENT OF THE SOVIET UNION?

(3) HAS THE BERLIN QUESTION BEEN TOUCHED ON IN THE TALKS WHICH TOOK PLACE IN MOSCOW AT THE END OF MAY THIS YEAR BETWEEN THE COMMISSION AND THE REPRESENTATIVES OF COMECON?

(4) WHAT CONNECTION DOES THE COMMISSION SEE BETWEEN THE NEGOTIATIONS ON A TRADE POLICY FRAMEWORK AGREEMENT BETWEEN THE EEC AND COMECON AND THE SENDING OF WEST BERLIN REPRESENTATIVES TO THE EUROPEAN PARLIAMENT?

CONFIDENTIAL

CONFIDENTIAL

PAGE 03 BONN 17970 01 OF 02 300239Z

(5) DOES THE COMMISSION BELIEVE THAT THE SOVIET POSITION ON THE BERLIN QUESTION CAN HAVE A NEGATIVE EFFECT ON THE TRADE POLICY NEGOTIATIONS AND CALL INTO QUESTION A POSITIVE CONCLUSION OF THEM?

END TEXT

2. A DRAFT REPLY WAS PREPARED IN BRUSSELS AND SUBMITTED TO THE SEPTEMBER 26 MEETING OF THE BONN GROUP FOR APPROVAL. FOLLOWING IS THE TEXT AS AMENDED BY THE BONN GROUP. NUMBERS ARE KEYED TO THE QUESTIONS AS LISTED ABOVE.

BEGIN TEXT

(1) THE COMMISSION WOULD FIRST MAKE THE POINT THAT THE INTERPRETATION OF THE QUADRIPARTITE AGREEMENT OF 3 SEPTEMBER 1971 IS SOLELY A MATTER FOR THE CONTRACTING PARTIES: IN THIS CONTEXT IT WOULD RECALL THAT THE WESTERN ALLIES IN THEIR DECLARATION OF 20 SEPTEMBER 1976 REJECTED THE SOVIET FOREIGN MINISTRY'S CONTENTION THAT FOR MEMBERS FROM BERLIN TO SIT IN A DIRECTLY-

ELECTED EUROPEAN PARLIAMENT WOULD BE IN BREACH OF THE  
QUADRIpartite AGREEMENT.

CONFIDENTIAL

NNN

CONFIDENTIAL

PAGE 01 BONN 17970 02 OF 02 300240Z  
ACTION EUR-12

INFO OCT-01 ISO-00 AID-05 CEA-01 CIAE-00 COME-00 EB-08  
FRB-03 INR-10 NSAE-00 SP-02 STR-07 TRSE-00 LAB-04  
SIL-01 OMB-01 DODE-00 PM-05 H-01 L-03 NSC-05  
PA-01 SS-15 ICA-11 ACDA-12 SMS-01 /109 W  
-----041003 300250Z /61

R 281720Z SEP 78  
FM AMEMBASSY BONN  
TO SECSTATE WASHDC 2305  
INFO AMEMBASSY BERLIN  
AMEMBASSY BRUSSELS  
AMEMBASSY LONDON  
AMEMBASSY MOSCOW  
AMEMBASSY PARIS  
USMISSION USBERLIN  
USMISSION USNATO

C O N F I D E N T I A L SECTION 02 OF 02 BONN 17970

USEEC

THE COMMISSION CONSIDERS THE WESTERN ALLIES'  
POSITION CORRECT IN COMMUNITY LAW, ON THE FOLLOWING  
GROUNDS.

(A) BERLIN (WEST), WITH THE EXPRESS CONSENT  
OF THE WESTERN ALLIES, WAS INCLUDED AS LONG  
AGO AS 1957 IN THE FIELD OF APPLICATION OF THE EEC  
TREATY, TO THE EXTENT COMPATIBLE WITH THE ALLIES'  
RIGHTS AND RESPONSIBILITIES.

IT HAS BEEN PROVIDED FROM THE OUTSET, IN  
ARTICLE 138(3) OF THE EEC TREATY, THAT THE COUNCIL,  
ON THE BASIS OF PROPOSALS FROM THE PARLIAMENT,  
SHOULD LAY DOWN PROVISIONS FOR ELECTIONS BY  
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 BONN 17970 02 OF 02 300240Z

DIRECT UNIVERSAL SUFFRAGE IN ACCORDANCE WITH A UNIFORM PROCEDURE IN ALL MEMBER STATES, AND THIS THE COUNCIL HAS DULY DONE BY ITS DECISIONS OF 12 JULY AND 20 SEPTEMBER 1976. THE COMMISSION FAILS TO SEE HOW SUCH AN INTERNAL ORGANIZATIONAL MEASURE, EXPRESSLY PROVIDED FOR AT THE COMMUNITY'S INCEPTION, AFFECTS THE LEGAL SITUATION OF BERLIN (WEST).

(B) ON THE STRENGTH OF THE INCLUSION OF BERLIN (WEST) IN THE FIELD OF APPLICATION OF THE EEC TREATY, MEMBERS FROM BERLIN HAVE SAT, ON THE SAME FOOTING AS THE REST, IN THE EUROPEAN PARLIAMENT AS HITHERTO CONSTITUTED BY DESIGNATION UNDER ARTICLE 138(1) AND (2). THE DECISIONS ON DIRECT ELECTION ENTAIL NO CHANGE IN THE PRACTICE OF MEMBERS FROM BERLIN SITTING IN THE EUROPEAN PARLIAMENT. SO FAR AS THE MEMBERS FROM BERLIN ARE CONCERNED, THEREFORE, THE ESSENTIAL DIFFERENCE WHICH THE INTRODUCTION OF DIRECT ELECTIONS WILL MAKE IS THAT THEY WILL NO LONGER BE DESIGNATED BY THE BUNDESTAG BUT BY THE BERLIN HOUSE OF REPRESENTATIVES.

(2) NO.

(3) NO.

(4) IN THE COMMUNITY'S NEGOTIATIONS WITH COMECON WE ARE NOT SEEKING AN OUTLINE TRADE AGREEMENT BUT AN AGREEMENT TO ESTABLISH WORKING RELATIONS.

THE COMMISSION CAN SEE NO CONNECTION BETWEEN THESE  
CONFIDENTIAL

CONFIDENTIAL

PAGE 03 BONN 17970 02 OF 02 300240Z

NEGOTIATIONS AND THE PRESENCE OF MEMBERS FROM BERLIN IN THE EUROPEAN PARLIAMENT.

(5) THE DIFFICULTIES WITH REGARD TO THE TERRITORIAL APPLICATION OF THE EEC TREATY AND THE MODALITIES OF ITS APPLICATION WHICH HAVE DELAYED THE CONCLUSION OF AGREEMENTS BETWEEN THE COMMUNITY AND SOME MEMBERS OF THE CEMA IN CERTAIN SECTORS REMAIN TO BE RESOLVED.

END TEXT

3. DEPARTMENT WILL RECALL THAT MR. BANGEMANN HAS  
ASKED QUESTIONS BEFORE (REFTELS) ON THE STATUS OF BERLIN  
IN THE EC AND HOW THIS AFFECTS EC-COMECON  
RELATIONS.

4. ACTION REQUESTED: DEPARTMENT'S APPROVAL OF REPLY.  
STOESSEL

CONFIDENTIAL

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** NOMINATION, MEETING DELEGATIONS, REGIONAL ORGANIZATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 28 sep 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978BONN17970  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D780399-0245  
**Format:** TEL  
**From:** BONN  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1978/newtext/t1978098/aaaaagbf.tel  
**Line Count:** 233  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** db7ee852-c288-dd11-92da-001cc4696bcc  
**Office:** ACTION EUR  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 5  
**Previous Channel Indicators:** n/a  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** 77 BONN 11054, 78 BRUSSELS 859  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 20 may 2005  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 1478027  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** QUESTION ON MEMBERS FROM BERLIN IN THE EUROPEAN PARLIAMENT  
**TAGS:** PGOV, WB, GC, GE, EEC, COMECON, BQG  
**To:** STATE USEEC  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/db7ee852-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014